

**STARK COUNTY COMMISSIONERS
MINUTES**

DATE: **WEDNESDAY, MAY 18, 2011**

SUBJECT: **BOARD MEETING**

PRESENT: **COMMISSIONER PETER FERGUSON, PRESIDENT**
COMMISSIONER JANET CREIGHTON, VICE PRESIDENT
COMMISSIONER TOM BERNABEI, MEMBER
MIKE HANKE, COUNTY ADMINISTRATOR

FERGUSON: _____

BERNABEI: _____

CREIGHTON: _____

CLERK: _____

DATE APPROVED: _____

DISTRIBUTION:
Journal
File

Commissioner Ferguson opens the meeting at 1:33 PM.

Recite – Pledge of Allegiance

AMENDMENTS:

Mike Hanke- To add an Executive Session to discuss imminent or pending litigation.

Jean Young- Additional budget transfers and one appropriation.

Jean Young for Marilyn Hoover- Engineer's 2011 Resurfacing Project addendum.

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Amendments as presented.

Motion Carried.

Public Speaks: None

Approval of Minutes:
May 11, 2011

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Minutes as presented.

Motion Carried.

Jean Young:

Budget Transfers:

Job and Family, \$20,000.00 from 67000 to 63000 for Supplies
Microfilming, \$1,255.00 from 63000 to 62000 for Benefits
Microfilming, \$2,219.00 from 64000 to 62000 for Benefits

Microfilming, \$10,300.00 from 64000 to 61000 for Salary

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Budget Transfers as submitted.

Motion Carried.

Journal Entry:

Prosecutor, JAG PERS Reimbursement, \$1,562.01
Prosecutor, JAG Salaries Reimbursement, \$10,701.81
Prosecutor, VAWA Health Insurance Reimbursement, \$2,069.51
Prosecutor, VAWA PERS Reimbursement, \$2,767.28
Prosecutor, CAP-ARRA Health Insurance Reimbursement, \$7,318.98
Prosecutor, CAP-ARRA PERS Reimbursement, \$1,990.62
Prosecutor, CAP-ARRA PERS Reimbursement, \$11,762.77
Prosecutor, CAP-ARRA Salaries Reimbursement, \$10,907.52
Prosecutor, CAP-ARRA Salaries Reimbursement, \$64,453.54

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Journal Entry as submitted.

Motion Carried.

Appropriation:

Job and Family Service:

To Account Number 266.39.7000.64000 in the amount of \$2,000,000.00 requested by
Larry Davis on May 10, 2011

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Appropriation as submitted.

Motion Carried.

Requisition:

Gasoline, Diesel Fuel and other related materials, McIntosh Oil Company, Inc.; \$40,000.00,
Fund: Sewer Revenue Fund

Gasoline, Diesel Fuel and other related materials, McIntosh Oil Company, Inc.; \$215,000 Fund:
Sewer Revenue Fund

Commissioner Creighton moved, seconded by Commissioner Bernabei to approve Requisition as submitted.

Motion Carried

Non-Encumbered Expense:

Board of Elections—Legal Ad (Wrong vendor used when encumbering monies for ads); vendor:
Alliance Publishing Company, \$132.84, Fund: General

Board of Elections—Legal Ad (Wrong vendor used when encumbering monies for ads); vendor:
The Knowles Press, \$240.00, Fund: General

Commissioners—Contractors Equipment Insurance (No PO in place); vendor: Leonard Insurance, \$704.00, Fund: General

Job and Family Services—Advertising for Child Support Amnesty Day (No PO in place); vendor: The Repository, \$972.38, Fund: Child Support

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Non-Encumbered Expense as submitted.
Motion Carried

Approve Resolution:

Engineer:

Participation in the Ohio Department of Transportation's Cooperative Purchasing Program which offers significant cost savings on traffic related materials and supplies.

Commissioner Bernabei moved, seconded by Commissioner Creighton to Approve Resolution as submitted.
Motion Carried

Travel Expenses:

Three Job and Family Services employees seeking \$1,203. 00 to attend OJFSDA Annual Conference May 23-24, 2011 in Columbus, Ohio

One Sanitary Engineering employee seeking \$30.00 to attend Infrastructure Workshop May 24, 2011 in Richfield, Ohio

Five Veterans Service Commission employees seeking \$1,750.00 to attend OSAVSC Summer Convention July 15-17, 2011 in Dublin, Ohio

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Travel Expenses as submitted.
Motion Carried.

Amended Agenda:

Budget Transfers:

Telecommunications- General Fund- Supply to Service- \$1,500

Telecommunications- General Fund- Other to Service- \$1,500

Auditor- General Fund- Service to Other- \$1,000

Auditor- General Fund- Service to Other Orc- \$1,000

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Budget Transfers as submitted.
Motion Carried.

Appropriation:

Law Library:

Law Library Resource Fund- \$126,082.

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Appropriation as submitted.

Motion Carried.

Mike Hanke:

Approve Request:

County Commissioner's Association of Ohio to participate in amicus curiae in support of Knox County in the case of *Stockberger et. al. v. Henry*

Commissioner Bernabei moved, seconded by Commissioner Creighton to Approve Request of County Commissioner's Association of Ohio as presented.

Motion Carried.

Rick Flory:

Liquor Permit:

-Speedway LLC dba Speedway in Jackson Township

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Liquor Permit as submitted.

Motion Carried.

-Speedway LLC dba Speedway in Plain Township

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Liquor Permit as submitted.

Motion Carried.

Sidewalk Performance Bond Time Extension:

Regional Planning:

Emerald Estates No. 7 allotment in Jackson Township

Commissioner Bernabei moved, seconded by Commissioner Creighton to postpone Sidewalk Performance Bond Time Extension for 30-35 days in which time the Board will reconsider the Resolution.

Motion Carried.

Marilyn Hoover:

Agreement:

Engineer:

KCI Associates of Akron, Ohio in the amount of \$16,439.00 to provide environmental field studies and analysis for a new stream channel required to be monitored for five years for the Shuffel Road Interchange Project in Jackson Township

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Agreement as submitted.

Motion Carried.

Local Public Authority (LPA) Agreement for the Fracture Critical Bridge Multi-Span Bridge & Culver Load Rating Project

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Agreement as submitted.

Motion Carried.

Settlement of Appropriation Litigation:

Engineer:

Applegrove St./Market Ave. Project

-Charles Heller for the amount \$28,500.00 for approximately .660 acres of land

-Swallowhaven, LTD for the amount of \$8,500.00 for approximately .143 acres of land

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Settlement of Appropriation Litigation as submitted.

Motion Carried.

Establish New Funds:

Engineer:

Market Ave./Lake Center Project, ENG OPWC #CSV01 and ENGR ODOT PID 80678

Commissioner Bernabei, seconded by Commissioner Creighton to approve to Establish New Funds as submitted.

Motion Carried.

Agreement:

HOME Program:

HOME Consortium Agreements between the Stark County Board of Commissioners and the Cities of Alliance and Massillon

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Agreement as submitted.

Motion Carried.

Appointment:

Local Emergency Planning Committee—LEPC:

Approve recommendation to the State LEPC to appoint Steven William Schneider to the Stark County LEPC starting on the date of the approval until 8/01/2011

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Appointment as submitted.
Motion Carried.

Appropriation:

Commissioners:

Approve resolution to appropriate \$34,000.00 to the 385 Capital Improvement Fund for the Stark County Court House Stairs and Floor Support Replacement Project contractor

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Appropriation as submitted.

Motion Carried.

Amended Agenda:

Addendum:

Approve Addendum #1 for H-1 2011 Resurfacing Project A and B to correct quantities and aggregate [...] limestone and to change Engineer's estimate.

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve Engineer's Addendum as submitted.

Motion Carried.

Marsha Cimadevilla:

Personnel:

Removal of Probationary Employee at Job and Family Service

Commissioner Bernabei moved, seconded by Commissioner Creighton to approve to remove Probationary Employee at Job and Family Service as submitted.

Motion Carried.

Commissioner Bernabei moved, seconded by Commissioner Creighton to adjourn into Executive Session with legal counsel to discuss imminent or pending litigation as well as the discipline of a public employee.

Roll Call: Creighton: Yes. Ferguson: Yes. Bernabei: Yes.

Motion Carried.

Commissioner Bernabei moved, seconded by Commissioner Creighton to adjourn Executive Session at 3:06 PM.

Motion Carried.

Commissioner Bernabei moved, seconded by Commissioner Creighton to adjourn meeting.

Motion Carried.

NOTICE: Minutes of meetings of the Board of Commissioners are filed as a permanent record in the official journal of the Board of Commissioners. The official record includes originals or copies

of all resolutions that are adopted by the Board. This includes resolutions approving the signing of Contractual documents, financial transaction forms and other actions adopted by the Board. Contracts, agreements, leases, purchase orders, personnel actions and other such material referred to in the resolutions are filed by subject in the Administrative Offices and originated departments. The official journals that include, the minutes and related resolutions are available for public inspection in the Administrative Offices of the Commissioners.

Respectfully Submitted,
Ashley Wright

Orig.: Alyssa Plakas
Cc: Commissioners